


PTQ/SB/31 (08-03)

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| NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES | | |
| I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on <u>03/24/2004</u> . | In re Application of Hu et al. | |
| Signature _____ Typed or printed name <u>Priyadarshini Rath</u> | Application Number 09/747,004 | Filed 12/21/2000 |
| | For Gene Expression Monitoring Using Universal Arrays | |
| | Art Unit 1637 | Examiner Jeffrey Siew |
| Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner. | | |
| The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ <u>330</u> | | |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ _____ | | |
| <input type="checkbox"/> A check in the amount of the fee is enclosed. | | |
| <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. | | |
| <input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet. | | |
| <input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>01-0431</u> . I have enclosed a duplicate copy of this sheet. | | |
| <input checked="" type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed. | | |
| WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. | | |
| I am the | | |
| <input type="checkbox"/> applicant/inventor. | | |
| <input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. | | |
| Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/98) | | |
| <input type="checkbox"/> attorney or agent of record. | | |
| Registration number _____ | | |
| <input checked="" type="checkbox"/> attorney or agent acting under 37 CFR 1.34(a). | | |
| Registration number if acting under 37 CFR 1.34(a) <u>Lim. Reconn. 37 CFR 10.9(b)</u> . | | |
| <div style="text-align: right;">  Signature </div> | | <div style="text-align: center;"> <u>Priyadarshini Rath</u> Typed or printed name 408 731-5000 Telephone number </div> |
| <div style="text-align: right;"> Date <u>03/24/04</u> </div> | | |
| NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below. | | |

☒ Total of 1 forms are submitted.

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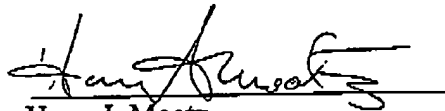
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Expires: July 5, 2004



**Harry I. Moatz
Director of Enrollment and Discipline**